

STATE OF SOUTH CAROLINA

(Caption of Case)

Application of Mobilitie, LLC for a Certificate of
Public Convenience and Necessity to Provide
Resold and Facilities-Based Local Exchange
and Interexchange Telecommunications Services in
the State of South Carolina, and for Flexible
Regulation

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET
NUMBER: 2007 - 258 - C

(Please type or print)

Submitted by: John J. Pringle, Jr.

Address: Ellis, Lawhorne & Sims, PA

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Other:

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition

☐ Request for item to be placed on Commission's Agenda
expeditiously

☐ Other:

INDUSTRY (Check one)

- ☐ Electric
☐ Electric/Gas
☐ Electric/Telecommunications
☐ Electric/Water
☐ Electric/Water/Telecom.
☐ Electric/Water/Sewer
☐ Gas
☐ Railroad
☐ Sewer
☒ Telecommunications
☐ Transportation
☐ Water
☐ Water/Sewer
☐ Administrative Matter
☐ Other:

NATURE OF ACTION (Check all that apply)

- | | | |
|--|--|--|
| <input type="checkbox"/> Affidavit | <input type="checkbox"/> Letter | <input type="checkbox"/> Request |
| <input type="checkbox"/> Agreement | <input type="checkbox"/> Memorandum | <input type="checkbox"/> Request for Certification |
| <input type="checkbox"/> Answer | <input checked="" type="checkbox"/> Motion | <input type="checkbox"/> Request for Investigation |
| <input type="checkbox"/> Appellate Review | <input type="checkbox"/> Objection | <input type="checkbox"/> Resale Agreement |
| <input type="checkbox"/> Application | <input type="checkbox"/> Petition | <input type="checkbox"/> Resale Amendment |
| <input type="checkbox"/> Brief | <input type="checkbox"/> Petition for Reconsideration | <input type="checkbox"/> Reservation Letter |
| <input type="checkbox"/> Certificate | <input type="checkbox"/> Petition for Rulemaking | <input type="checkbox"/> Response |
| <input type="checkbox"/> Comments | <input type="checkbox"/> Petition for Rule to Show Cause | <input type="checkbox"/> Response to Discovery |
| <input type="checkbox"/> Complaint | <input type="checkbox"/> Petition to Intervene | <input type="checkbox"/> Return to Petition |
| <input type="checkbox"/> Consent Order | <input type="checkbox"/> Petition to Intervene Out of Time | <input type="checkbox"/> Stipulation |
| <input type="checkbox"/> Discovery | <input type="checkbox"/> Prefiled Testimony | <input type="checkbox"/> Subpoena |
| <input type="checkbox"/> Exhibit | <input type="checkbox"/> Promotion | <input type="checkbox"/> Tariff |
| <input type="checkbox"/> Expedited Consideration | <input type="checkbox"/> Proposed Order | <input type="checkbox"/> Other: |
| <input type="checkbox"/> Interconnection Agreement | <input type="checkbox"/> Protest | |
| <input type="checkbox"/> Interconnection Amendment | <input type="checkbox"/> Publisher's Affidavit | |
| <input type="checkbox"/> Late-Filed Exhibit | <input type="checkbox"/> Report | |

Print Form

Reset Form

ELLIS:LAWHORNE

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Direct dial: 803/343-1270
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October 30, 2007

FILED ELECTRONICALLY AND ORIGINAL VIA 1ST CLASS MAIL SERVICE

The Honorable Charles L.A. Terreni
Chief Clerk
South Carolina Public Service Commission
Post Office Drawer 11649
Columbia, South Carolina 29211

RE: Application of Mobilitie, LLC for a Certificate of Public Convenience and Necessity to Provide Resold and Facilities-Based Local Exchange and Interexchange Telecommunications Services in the State of South Carolina and For Flexible Regulation
Docket No. 2007-258-C, Our File No. 1291-11419

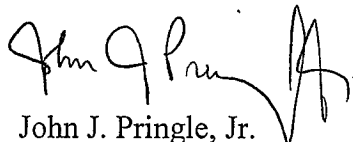
Dear Mr. Terreni:

Enclosed is the original and one (1) copy of the **Motion to Waive Statutory Deadlines** for filing in the above-referenced docket. By copy of this letter, I am copying all parties of record with this letter and enclose my certificate of service to that effect.

Please acknowledge your receipt of this document by file-stamping the copy of this letter enclosed, and returning it in the enclosed envelope.

If you have any questions or need additional information, please do not hesitate to contact me.

Very truly yours,



John J. Pringle, Jr.

JJP/cr

cc: C. Lessie Hammonds, Esquire
Margaret M. Fox, Esquire
Mr. Mark Askelson
John C. Dodge, Esquire

Enclosures.

THIS DOCUMENT IS AN EXACT DUPLICATE OF THE E-FILED COPY SUBMITTED TO THE COMMISSION IN ACCORDANCE WITH ITS ELECTRONIC FILING INSTRUCTIONS.

IN RE:

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4. This motion seeks a three month extension of that deadline to on or about February 6, 2008.

THE APPLICANT REQUESTS THAT THE THE "DEADLINE" BE EXTENDED

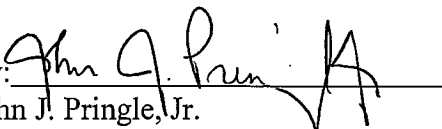
5. The Applicant requests that the Commission waive application of the 120 day deadline set forth in Section 58-9-280(B).

6. Waiver is appropriate in circumstances where no party opposes its application. The Applicant is comfortable with working beyond such a deadline and no party would be prejudiced by grant of a waiver, and in light of the circumstances described, waiver is clearly in the public interest.

7. Similarly, state and federal law gives parties the right to agree to waive any number of procedural and substantial rights. For example, parties may agree to waive their right to a jury trial. Parties may also enter into an agreement to toll a particular statute of limitations. In this case, waiver will take no substantial rights away from the parties. The Hearing Examiner and the Commission will still hear and decide the issues, just within an extended time frame.

WHEREFORE, Mobilitie, without objection from the SCTC, respectfully requests that the Commission issue an order granting this Motion, issue an order extending the statutory deadlines in the above-captioned proceedings for 3 months, until on or about February 6, 2008, and granting such other relief as is just and proper.

Respectfully submitted,

By: 
John J. Pringle, Jr.
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Attorneys for Mobilitie, LLC

Columbia, South Carolina
October 29, 2007

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 2007-258-C

IN RE:

Application of Mobilitie, LLC for a
Certificate of Public Convenience and
Necessity to Provide Resold and
Facilities-Based Local Exchange and
Interexchange Telecommunications
Services in the State of South Carolina,
and for Flexible Regulation

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CERTIFICATE OF SERVICE

This is to certify that I have caused to be served this day, one (1) copy of the **Motion to Waive Statutory Deadlines** via electronic mail service and by placing a copy of same in the care and custody of the United States Postal Service (unless otherwise specified), with proper first-class postage affixed hereto and addressed as follows:

C. Lessie Hammonds, Esquire
Office of Regulatory Staff
Legal Department
PO Box 11263
Columbia SC 29211

Margaret Fox, Esquire
McNair Law Firm, PA
PO Box 11390
Columbia SC 29211



Carol Roof
Paralegal

October 30, 2007
Columbia, South Carolina